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Attorneys for Defendant
GAMESTOP CORP.

UNITED STATE DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JAMIE HUGHES,

Plaintiff,

vs.

GAMESTOP CORP., and DOES 1 through 31,
inclusive,

Defendants.

Case No. 2:23-CV-02086-DJC-DB

**JOINT STIPULATION AND ORDER TO
CONTINUE RULE 26(F) CONFERENCE**

Placer County Superior Court
Case No. S-CV-0050959

Action Filed: August 1, 2023
Removal Filed: September 25, 2023

1 Defendant GAMESTOP CORP. (“Defendant”) and Plaintiff JAMIE HUGHES, by and
2 through their respective counsel, hereby agree and stipulate as follows:

3 WHEREAS, Plaintiff filed his Complaint in Placer County Superior Court on August 1,
4 2023.

5 WHEREAS, Defendant filed a Notice of Removal on September 25, 2023, removing this
6 action from State Court to the United States District Court, Eastern District of California.

7 WHEREAS, per this Court’s Initial Pretrial Scheduling Order, the parties are required to
8 meet and confer pursuant to Rule 26(f) and submit to the Court a joint status report that includes
9 the Rule 26(f) discovery plan within sixty (60) from the date of removal, on November 22, 2023.

10 WHEREAS, the parties disagree as to whether any or all of Plaintiff’s claim is required to
11 be submitted to arbitration, and Defendant accordingly filed a Motion to Compel Arbitration that
12 is set for hearing on January 18, 2024;

13 WHEREAS, the parties agree that the Court’s ruling on the pending Motion to Compel
14 Arbitration has the potential to moot the need to meet and confer pursuant to Rule 26(f);

15 WHEREAS, the parties agree that if the Court denies Defendant’s Motion to Compel
16 Arbitration, the parties should meet and confer pursuant to Rule 26(f) within 30 days after such
17 order;

18 WHEREAS, no prior extensions have been requested for the Rule 26(f) conference;

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1 NOW, THEREFORE, the parties hereby stipulate and agree as follows: If the Court enters
2 an order denying Defendant's Motion to Compel Arbitration; the parties shall meet and confer as
3 required under Rule 26(f) within 30 days after entry of such order.

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5 **IT IS SO STIPULATED.**

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7 DATED: November 16, 2023

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

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10 By: /s/ George J. Theofanis

11 Alexandra M. Asterlin
12 George J. Theofanis
13 Attorneys for Defendant
14 GAMESTOP CORP.

15 DATED: November 16, 2023

BOWEN LAW FIRM

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18 By: /s/ William L. Bowen [auth. 11.21.23/

19 William L. Bowen
20 Attorney for Plaintiff JAMIE HUGHES
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ORDER

The Court, having considered the Joint Stipulation to Continue Rule 26(f) Conference set forth above, and for good cause shown, hereby ORDERS: If the Court enters an order denying Defendant's Motion to Compel Arbitration; the parties shall meet and confer as required under Rule 26(f) within 30 days after entry of such order.

Dated: November 21, 2023

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE